

AN ORDINANCE

99906

AUTHORIZING THE ACCEPTANCE OF NEW FUNDING IN THE AMOUNT OF \$500,000.00 FROM THE DEPARTMENT OF THE AIR FORCE TO CONTINUE SUPPORT FOR THE PUBLIC CENTER FOR ENVIRONMENTAL HEALTH ("PCEH") OF THE SAN ANTONIO METROPOLITAN HEALTH DISTRICT FOR PROJECT YEAR FY 2005 AND AUTHORIZING AN AMOUNT NOT TO EXCEED \$250,000.00 IN CARRY-OVER FUNDS FROM FY 2004 TO BE USED IN FY 2005; ESTABLISHING A NEW PROGRAM FUND; APPROVING THE FY 2005 PROGRAM BUDGET AND PERSONNEL COMPLEMENT; TRANSFERRING FUNDS; AND AUTHORIZING PAYMENTS FOR CONTRACTUAL SERVICES.

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WHEREAS, the San Antonio Metropolitan Health District (SAMHD) provides comprehensive public health services to protect the health of all residents within the jurisdiction of the SAMHD; and

WHEREAS, residents of the communities surrounding the former Kelly Air Force Base (KAFB), as well as former KAFB workers, have expressed health concerns from potential exposure related to the release of hazardous substances at the former base; and

WHEREAS, the U. S. Air Force and the SAMHD have a mutual interest in protecting the health, safety and welfare of former KAFB workers and those residents living in the surrounding communities; and

WHEREAS, in Ordinance No. 94645, passed and approved September 27, 2001, the Department of the U.S. Air Force and the City of the San Antonio entered into a cooperative agreement with initial funding of \$403,000.00 in order to establish and operate the Public Center for Environmental Health (PCEH); and

WHEREAS, the PCEH was created for the purposes of addressing the environmental concerns of community residents and former workers, and developing strategies for evaluating adverse health outcomes potentially related to past practices at the former KAFB; and

WHEREAS, in Ordinance No. 96383, passed and approved September 19, 2002, the Department of the Air Force and the City of San Antonio offered an additional \$92,856.00 in funding to augment the operation of the PCEH through September 30, 2002; and

WHEREAS, in Ordinance No. 96620, passed and approved October 24, 2002, the Department of the Air Force and the City of San Antonio offered an additional \$725,000.00 in funding to augment the operation of the PCEH through September 30, 2003; and

WHEREAS, in Ordinance No. 98357, passed and approved October 23, 2003, the Department of the Air Force and the City of San Antonio offered an additional \$499,999.22 in funding to

augment the operation of the PCEH through September 30, 2004, reduced the FY 03 budget ceiling by \$225,000.00, and authorized FY 01 and FY 02 carry forward funds totaling \$150,000.78; and

WHEREAS, the Department of the Air Force has now offered \$500,000.00 in new funding, and carryover funding in an amount not to exceed \$250,000.00 for the program for FY 2005; and

WHEREAS, it is now necessary to establish a new program fund, adopt the FY 2005 program budget and personnel complement, and authorize payments for contractual services; **NOW THEREFORE**:

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

SECTION 1. The Interim City Manager, or his designee, is hereby authorized to accept funding in the amount of \$500,000.00 from the Department of the Air Force to continue support for the Public Center for Environmental Health, which is operated by the SAMHD to investigate and identify health impacts from potential exposure to environmental contamination related to release of hazardous substances at the former Kelly Air Force Base. The Interim City Manager, or his designee, is hereby authorized to execute such documents as the agency may require in awarding this funding. A copy of the Department of the Air Force funding letter dated September 8, 2004 is set out as Attachment II and incorporated herein for all purposes.

SECTION 2. The account entitled "Public Center for Environmental Health", an interest bearing account, Fund No. 26-032017, Fund Center 3611130000, is hereby designated for use in accounting for the fiscal transactions of said project. For the appropriation of funds for 2004-05 Public Center for Environmental Health, Cost Center 3611130001 entitled "2004-2005 PCEH", the Functional area 3600300000030004 with the Internal Order 136000000245 are hereby established.

SECTION 3. The sum of \$750,000.00 is appropriated in the above-designated fund for the Public Center for Environmental Health. Approval is given for the balance not to exceed \$250,000.00 contained in Fund No. 26-032015 (Public Center for Environmental Health 2003-2004) to be transferred to Fund No. 26-032016 (Public Center for Environmental Health 2004-2005). Sources of funds for the program are as follows:

Source	Amount
Air Force Award for FY 2004-2005	\$500,000.00
Transfer of Funds from FY 04 Not to exceed	\$250,000.00
Total Appropriations	<hr/> \$750,000.00

The budget set out in Attachment I is hereby approved and adopted for entry on the City books.

SECTION 4. Payments in an aggregate amount not to exceed \$50,000.00 are authorized to be paid from Fund Center 3611130000, Internal Order No. 136000000245, SAP GL Account No.

5201040, Fees to Professional Contractors, to private physicians, registered nurses, or other professional contractors for services provided by the Public Center for Environmental Health for the period October 1, 2004 through September 30, 2005 on a fee-for-service basis.

SECTION 5. Payments in an aggregate amount not to exceed \$132,500.00 are authorized to be paid from Fund Center 3611130000, Internal Order No. 136000000245, SAP GL Account No. 5201040, Fees to Professional Contractors – PROJECTS, to Zephyr Environmental Corporation for professional environmental engineering services for the period October 1, 2004 through December 23, 2004 on a fee-for services basis.

SECTION 6. The six (6) personnel positions set out in Attachment I and incorporated herein, are authorized for the activity shown thereon.

SECTION 7. Revenues obtained from the interest on fund assets will be deposited in Fund Center 3611130000, Internal Order No. 136000000245, SAP GL Account No. 4901100.

SECTION 8. The Director of Finance, may, subject to concurrence by the Interim City Manager or the Interim City Manager's designee, correct allocation to specific internal order numbers, account numbers and fund numbers as necessary to carry out the purpose of this ordinance.

SECTION 9. Should the funding from the Air Force be in an amount other than that budgeted for, or should the contract contain terms and conditions different than those currently existing, acceptance of the contract, budget and corresponding personnel complement will be subject to subsequent City Council ordinance.

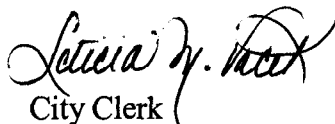
SECTION 10. This ordinance shall be effective on and after October 31, 2004.

PASSED AND APPROVED this 21st day of October, 2004.

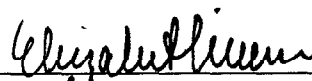


M A Y O R
EDWARD D. GARZA

ATTEST:


City Clerk

APPROVED AS TO FORM:


City Attorney